

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ANDREW E. ARMSTRONG

Plaintiff,

vs.

B. CURRY, Warden, et. al.

Defendant.

CV 07 0651

CASE NO. _____

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS

JF (PR)

I, ANDREW E. ARMSTRONG, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ___ No X

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: N/A Net: _____

Employer: N/A _____

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)

4 INCARCERATED

5 _____
 6 _____
 7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

- 9 a. Business, Profession or Yes ____ No X
 10 self employment
 11 b. Income from stocks, bonds, Yes ____ No X
 12 or royalties?
 13 c. Rent payments? Yes ____ No X
 14 d. Pensions, annuities, or Yes ____ No X
 15 life insurance payments?
 16 e. Federal or State welfare payments, Yes ____ No X
 17 Social Security or other govern-
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.

21 N/A

22 _____
 23 3. Are you married? Yes ____ No X

24 Spouse's Full Name: N/A

25 Spouse's Place of Employment: N/A

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ 00 Net \$ 00

28 4. a. List amount you contribute to your spouse's support: \$ N/A

b. List the persons other than your spouse who are dependent upon you for support and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

N/A

5. Do you own or are you buying a home? Yes ___ No X

Estimated Market Value: \$ 00 Amount of Mortgage: \$ 00

6. Do you own an automobile? Yes ___ No X

Make N/A Year N/A Model N/A

Is it financed? Yes ___ No X If so, Total due: \$ 00

Monthly Payment: \$ 00

7. Do you have a bank account? Yes ___ No X (Do not include account numbers.)

Name(s) and address(es) of bank: N/A

Present balance(s): \$ N/A

Do you own any cash? Yes ___ No X Amount: \$ 00

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ___ No X

N/A

8. What are your monthly expenses?

Rent: \$ 00 Utilities: 00

Food: \$ 00 Clothing: 00

Charge Accounts:

<u>Name of Account</u>	<u>Monthly Payment</u>	<u>Total Owed on This Acct.</u>
<u>N/A</u>	\$ <u>00</u>	\$ <u>00</u>
<u></u>	\$ <u></u>	\$ <u></u>
<u></u>	\$ <u></u>	\$ <u></u>

1 9. Do you have any other debts? (List current obligations, indicating amounts and to
2 whom they are payable. Do not include account numbers.)

3 N/A

4
5 10. Does the complaint which you are seeking to file raise claims that have been presented
6 in other lawsuits? Yes No X

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in
8 which they were filed.

9 N/A

10
11 I consent to prison officials withdrawing from my trust account and paying to the court
12 the initial partial filing fee and all installment payments required by the court.

13 I declare under the penalty of perjury that the foregoing is true and correct and
14 understand that a false statement herein may result in the dismissal of my claims.

15 12/28/07

16
17 DATE

18 Andrew E. Armstrong

19
20
21
22
23
24
25
26
27
28
SIGNATURE OF APPLICANT

FILED
08 JAN 14 PM 2:03
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Case Number: CV 07 6251

JF

**CERTIFICATE OF FUNDS
IN
PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of ANDREW ARMSTRONG H-44225 for the last six months

at

CTF-SOLEDAD

[prisoner name]

_____ where (s)he is confined.

[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ Ø and the average balance in the prisoner's account each month for the most recent 6-month period was \$ Ø.

Dated: 1-10-08

Brenda Nation, Acct Technician
[Authorized officer of the institution]

ATTN: TRUST OFFICE



1-10-08
BY Brenda Nation
TRUST OFFICE

Account Technician

00001000

PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS
 CTF SOLEDAD/TRUST ACCOUNTING
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: AUG. 11, 2007 THRU JAN. 10, 2008

ACCOUNT NUMBER : H44225 BED/CELL NUMBER: CFEWT1000000135U
 ACCOUNT NAME : ARMSTRONG, ANDREW EMIL ACCOUNT TYPE: I
 PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

<< NO ACCOUNT ACTIVITY FOR THIS PERIOD >>

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
05/14/2003	H107	POSTAGE HOLD	3808 POST	3.13
06/16/2004	H107	POSTAGE HOLD	4628 POST	4.24
06/16/2004	H107	POSTAGE HOLD	4632 POST	3.34
06/16/2004	H107	POSTAGE HOLD	4632 POST	4.86
07/22/2004	H107	POSTAGE HOLD	0266 POST	4.49
10/08/2004	H107	POSTAGE HOLD	1199 POST	4.91
03/25/2005	H107	POSTAGE HOLD	3123 POST	3.13
05/17/2005	H107	POSTAGE HOLD	3693 POST	3.85
06/08/2005	H107	POSTAGE HOLD	3966 POST	7.37
11/21/2006	H107	POSTAGE HOLD	1532 POST	4.06
11/21/2006	H107	POSTAGE HOLD	1531 POST	2.79
01/09/2007	H107	POSTAGE HOLD	1989 POST	4.06

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	0.00	0.00	0.00	50.23	0.00

CURRENT

AVAILABLE

BALANCE

50.23-

CALIFORNIA DEPARTMENT OF CORRECTIONS

P.O. BOX 886

SOLEDAD, CA 93960

ATTN: TRUST OFFICE

RECEIVED

1-10-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY Brenda Nation
TRUST OFFICE

Account Technician

December 28, 2007

ANDREW E. ARMSTRONG H-44225
P.O. BOX 705 RA-251
SOLEDAD, CA 93960-0705

RECEIVED
JAN 14 PM 2:00
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Dear Richard W. Wieking, Clerk,

I received your notice, in regards to case number(s) CV 07 6377 and CV 07 6251 stating that I did not file an In Forma Pauperis Application. On December 4, 2007 I submitted an application for case No. CV 07 6251 to the trust office here at this institution, thereafter, on December 12, 2007 I submitted an application for CV 07 6377 to be completed and mail to the court.

I inquired about the above, and was given this response. "See attachment to this letter."

Nonetheless, I am re-submitting two applications with the case number "stamped" by the court.

Thank you for your understanding in this matter.

Sincerely,

ANDREW ARMSTRONG

Andrew Armstrong

DATE: 12-17-07

HOUSING: NORA-251^L

NAME: ARMSTRONG

CDC NUMBER: H 44225

The In Forma Pauperis trust account certification that you requested has been completed and was mailed to the court on this date. A copy can not be returned to you, however, a copy of the document is kept in the Trust office for future reference as needed.

BOTH MAILED.

C.T.F TRUST ACCOUNTING

Andrew Armstrong H-44225
P.O. Box 705 RA-251
Soledad, CA 93960-0705

**CONFIDENTIAL
LEGAL MAIL**

U S District C
450 Golden Gate
P.O. Box 36060
San Francisco, CA